GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - Revenue Department - Sri Rachuri Siva Rao, S/o. R. Bikshalu, the then Estate Officer, O/o. the Chief Executive Officer, AP Tourism Authority, Vijayawada - Disciplinary proceedings under rule - 20 of Andhra Pradesh Civil Services (Classification Control and Appeal) Rules, 1991 - Articles of charge - Issued.

REVENUE (VIGILANCE-I) DEPARTMENT

G.O.Rt.No.497 Dated: 10.07.2024

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ORDER:

It is proposed to hold an enquiry against Sri Rachuri Siva Rao, S/o. R. Bikshalu, the then Estate Officer, O/o. the Chief Executive Officer, AP Tourism Authority, Vijayawada in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehavior in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charge (Annexure- I). A statement of imputations of misconduct / misbehavior in support of each article of charge is enclosed (Annexure-II). A list of documents by which, and a list of witnesses by whom, the articles of charge proposed to be sustained are also enclosed (Annexures-III)

3. Sri Rachuri Siva Rao, S/o. R. Bikshalu, the then Estate Officer, O/o. the Chief Executive Officer, AP Tourism Authority, Vijayawada is directed to submit, within 10 days from the date of receipt of this order, a written statement of his defence.

4. Sri Rachuri Siva Rao, S/o. R. Bikshalu, the then Estate Officer, O/o. the Chief Executive Officer, AP Tourism Authority, Vijayawada is informed that an inquiry will be held only in respect of those articles of charge as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri Rachuri Siva Rao, S/o. R. Bikshalu, the then Estate Officer, O/o. the Chief Executive Officer, AP Tourism Authority, Vijayawada further informed that if he does not submit his written statement of defence on or before the date specified in para 3 above, further action will be processed based on the material available.

6. Attention of Sri Rachuri Siva Rao, S/o. R. Bikshalu, the then Estate Officer, O/o. the Chief Executive Officer, AP Tourism Authority, Vijayawada invited to Rule 24 of APCS (Conduct) Rules 1964, under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings, it will be presumed that Sri Rachuri Siva Rao, S/o. R. Bikshalu, the then Estate Officer, O/o. the Chief Executive Officer, AP Tourism Authority, Vijayawada is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of Andhra Pradesh Civil Services (Conduct) Rules 1964.

7. The receipt of the Order be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

AJAY JAIN
SPECIAL CHIEF SECRETARY TO GOVERNMENT (LANDS & FAC)

To
Sri Rachuri Siva Rao, S/o. R. Bikshalu, the then Estate Officer, O/o. the Chief Executive Officer, AP Tourism Authority, Vijayawada. (Through the Chief Commissioner of Land Administration, A.P., Mangalagiri for service and to return the served copy with dated acknowledgement immediately (By RPAD))
The Chief Commissioner of Land Administration, A.P., Mangalagiri.
The Director General, Anti-Corruption Bureau, A.P., Vijayawada.
Copy to:
The District Collector, Krishna District.
SF/SC.

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE-I

STATEMENT OF ARTICLE OF CHARGES FRAMED AGAINST SRI RACHURI SIVA RAO, S/O. R. BIKSHALU, THE THEN ESTATE OFFICER, O/O. THE CHIEF EXECUTIVE OFFICER, AP TOURISM AUTHORITY, VIJAYAWADA:

Sri Rachuri Siva Rao, S/o. R Bikshalu, the then Estate Officer, On the Chief Executive Officer, AP Tourism Authority, Vijayawada joined in Government Service as Typist in Revenue Department through APPSC (Group-IV) on 15.02.1987. He initially worked at O/O the Mandal Revenue Officer, Nuzvid from 19.02.1987 to 26.10.1994. Later, he got promoted as Deputy Tahsildar in 2001 and worked at Penamalura Mandal, Krishna District. He was further promoted as Tahsildar on 31.01.2009 and worked at Mopidevi Mandal. Krishna District; Kakinada Rural Mandal, East Godavari District, and Worked at Gannavaram Mandal. Krishna District for 3 years. Then, he was transferred as MRO, Vijayawada Urban and worked from 03.06.2014 in 25.04.2018 and was transferred to AP Tourism Department on deputation and worked as Estate Officer, AP Tourism Authority, Vijayawada from 26.04.2018 to 20.01.2019 i.e. till date of house searches. While working in various capacities in Revenue (CCTA) Department during the period between: 15,02 1987 to 20.2.2019 he has committed grave misconduct in as much as:

CHARGE No.1:

That, the Government Servant failed to obtain prior permission from the competent authority to purchase movable and immovable properties in his name and in the names of his dependent family members and thereby violated Rule 901) AP. C Services (Conduct) Rules, 1964.

CHARGE No.2:

That, the Government Servant failed to furnish Annual Property Returns during his service for the yours 1987 to 2018 and thereby violated Rule 917) of AP Civil Services (Conduct) Rules, 1964.

Thus. Sri Rachuri Siva Rao, S/o, R.Bikshalu, the then Estate Officer, O/o. the Chef Executive Officer, AP Tourism Authority, Vijayawada by his above-mentioned acts has exhibited a lack of integrity, devotion to duty and conduct unbecoming of a Government Servant and thereby violated Rule 9 (11. (7), 3(1) & (2) of APCS (Conduct) Rules 1964.

AJAY JAIN
SPECIAL CHIEF SECRETARY TO GOVERNMENT (LANDS & FAC)

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE-II

STATEMENT OF IMPUTATIONS OF MISCONDUCT IN SUPPORT OF ARTICLES OF CHARGE FRAMED AGAINST SRI RACHURI SIVA RAO, S/O, R. BIKSHALU, THE THEN ESTATE OFFICER, 0%. THE CHIEF EXECUTIVE OFFICER, AP TOURISM AUTHORITY, VIJAYAWADA:

That. Sri RachuriSivarao S/o. Late Bikshalu, the then Estate Officer, O/o, the Chief Executive Officer, AP Tourism Authority, Vijayawada is a native of Kankipud Village and Mandal, Krishna District. His date of Birth is 15.06.1967. He joined Government Service as a Typist in Revenue Department through APPSC (Group-IV) on 15.02.1987. He initially worked at Oto the Mandal Revenue Officer, Nuzvid from 19.02.1987 to 26.10.1994 and worked in various capacities i.e. Jr. Asst., Sr. Asst. Dy. Tahsildar&Tahsildar in Krishna District. His date of attaining the age of superannuation is 30-06-2029. He is here-in-after referred to as Government Servant

CHARGE No.1:

That, the Government Servant failed to obtain prior permission or gave intimation from the competent authority to purchase or to dispose movable and immovable properties in his name and in the names of his dependent family members and thereby contravened Rule 9 (1) of A.P. Civil Services (Conduct) Rules, 1964.

Brief Facts of the case:

That on credible information that the Government servant indulged in corrupt practices and acquired assets in his name and in the names of his family members which are disproportionate to the known sources of his income, a case in Cr. No.1/RCA/ACB- CIU-VJA/2019 was registered against him under section 13(1) (b) r/w 13(2) of PC (Amendment) Act, 2018 of CIU, ACB, AP, Vijayawada on 19-02-2019, as per the proceedings issued by the Joint Director and investigated into. Pursuant to registration of the case, warrants were obtained from the Hon'ble Special Judge for SPE & ACB Cases. Vijayawada and simultaneous searches were conducted at the residential premises of Sri Rachiuri Siva Rao and other places on 20-02-2019.

Facts & Evidence:

The investigation disclosed that, the Government Servant acquired the following Immovable Properties purchased in the name of the Government Servant & his family members Le. Wife Sint. RachuriVaraKuamri& Daughter Sri RachuriMadhuri:

Sl. No.	Document No. & SRO	Description of Property	Held in the name of	Value of the Property
In the name of Government Servant Sri Rachuri Siva Rao				
1	7837/2007 of SRO, Vijayawada, dtd: 30-08-2007	A Plot No.215, admeasuring 157 Sq Yards in Sy.No.855/2 Nunna (V), Krishna Dist. **(Later this property was transferred to Sri RebbaSubba Rao (relative of Govt. Servant) vide sale deed No. 312/2012 of SRO, Nunna on 31-01-2012 for consideration of Rs.1,05,000/-)**	Govt. Servant	78,500
2	5094/2008 of SRO Patamata, Dt.27.08.2008	A Flat No.343, Block-3, 4th floor, D.No.40-5/3-5, admeasuring 740 Sq. feet, in Smitha Towers, Syamala Nagar, Vijayawada City	Govt. Servant	10,58,000
3	4557/2016 of SRO Patamata, Dt.27.06.2016	A Flat No. 302, admeasuring 1471 Sq. feet, Block No.3, Ground Floor, H.No. 40-5/3-5, Smitha Towers, Syamalanagar, Vijayawada.	Govt. Servant	36,00,000

Wife of Govt. Servant Smt. R.Varakumari				
4	6358/2007 of SRO, Kankipadu, dt.24-12-2007	A Plot admeasuring 257.13 Sq. Yards in Sy. No. 182/7, nearest D.No. 4-66, Kankipadu V&M, Krishna Dist.	Wife of Govt. Servant Smt. R.Varakumari	3,87,000
5	6375/2007 of SRO, Kankipadu, dt.24-12-2007	A Plot admeasuring 145.2 Sq. Yards in Sy.No.182/7, nearest D.No.4-66, Kankipadu V&M, Krishna Dist. **(Later this property was transferred in the name of Smt. Rebba Annapurna (a relative of AO) vide Doc.No.498/2012 of SRO, Kankipadu)**	Wife of Govt. Servant Smt. R.Varakumari	2,19,000
Daughter of Govt. Servant Sri R.Madhuri				
6	3841/2011 of SRO, Kanumolu dt.29.12.2011	An Open land admeasuring 0.45 acres in Sy.No.31/6, 32 of Bandarugudem (V), Bapulapadu (M), Krishna (D) **(Later this was transferred to her relative Smt. Rebba Annapurna vide Doc. No.228/2012, SRO, Kanumolu on 31-01-2012)**	Daughter of Govt. Servant Sri R.Madhuri	99,000
7	3842/2011 of SRO Kanumolu dt.29.12.2011	An Open land admeasuring 0.70 acres in Sy. No.31/6, 32 of Bandarugudem (V), Bapulapadu (M), Krishna (D). **(Later this was transferred to her relative Smt. Rebba Annapurna vide Doc. No.228/2012, SRO, Kanumolu on 31-01-2012)**	Daughter of Govt. Servant Sri R.Madhuri	1,54,000

As per Rule 9 (1) of APCS Conduct Rules 1964 "No Government employee shall, except after previous intimation to Government, acquire or dispose of, or permit any member of Itis family to acquire or dispose of, any immovable property by exchange. purchase, sale, gift or otherwise, either by himself or through others".

The Sub-Registrar-I. Vijayawada, vide letter no, nill dated 30-07- 2021. conformed the transaction and furnished certified copies of document No. 7837/2007, did: 30-08- 2007. The reply furnished is brought on record.

The Joint Sub Registrar-120. Nunna, vide letter No. 29/2019, Dt:01- 03-2019. conformed the transaction and furnished certified copies of document No. 312/2012, drd:31-01-2012. The reply furnished is brought on record.

The Sub-Registrar, Kankipadu vide letter No. Nil, Dtd: 07.03.2019, conformed the transaction and furnished certified copies of document Nos. 6358/2007& 6375/2007, Did 24.12.2007 & 498/2012, dt.31-01-2012. The reply furnished is brought on record.

The Sub-Registrar of SRO, Kanumolu, Krishna Dist., through letter.No.Nil. Du 13.03.2019, conformed this transaction and furnished certified copies of Dee. No. 3841/2011. 3842/2011 & 228/2012 of SRO, Kanumolu. The reply furnished is brought on record.

The Sub-Registrar, Patamata, vide letter No. Nil. dt: 05.03.2019, conformed this transaction and furnished certified copies of document Nos. 5094/2008, dt27-08-2008 & 4557/2016, did:27.06.2016: The reply furnished is brought on record.

During the inventory proceedings at the house of the Government Servant, on questioning about the original documents related to the above properties, he stated before the mediators that all the documents were stolen. But he did not file any case at the Police Station.

The District Collector & District Magistrate, Krishna, Machilipatnam, in letter No REV-ASECOVIG(ACT)/7/2019-SA-(A2)-KCO, di 07-10-2019 informed that the Government servant had not submitted any Annual Property Statements during his Service and didn't obtain any permission to purchase sale of any property. The reply furnished is brought on record.

Thus, the Government Servant has not obtain any previous permission or intimation to the Government while acquiring or disposing of any immovable property in the name of member of his family and thereby contravened Rule 9 (1) of AP. Civil Services (Conduct) rules, 1964.

CHARGE No. 2:

The Government Servant failed to file the annual property returns during service tenure from year 1987 to 2018 and thereby violated Rule 9 (7) of AP C Services (Conduct) Rules, 1964.

Facts & Evidence:

As per Rule 9(7) of APCS Conduct Rules. 1964 every government employee shall on appointment and later every year shall submit Annual Property Returns before 15th of January of every year to the concerned authorities

According to Sub-Rule (7) of rule 9 of Andhra Pradesh Civil Services (Conduct) Rules, 1964 every government employee invariably has to submit fuse her statement of all immovable movable (values exceeding Rs. 20,000- up to 11-09-2007, values exceeding Rs.50.000/- up to 19-418- 2008, values exceeding Rs.1,00,000/- after 19-08-2008) properties owned, acquired or inherited by him her family members in the prescribed proforma annually.

The District Collector & District Magistrate, Krishna, Machilipatnam, in latter No REV-ASECOVIG(ACT)7/2019-SA-(A2)-KCO, di 07-10-2019 informed that the Government servant had not submitted any Annual Property Statements during his Service and didn't obtain any permission to purchase sale of any property. The reply furnished is brought on record.

Thus, the Government Servant failed to submit. Annual Property Returns during his service from 1987 to 2018 and thereby violated Rule 9 (7) of AP. Civil Services (Conduct) rules, 1964.

Thus, the Government Servant by his above mentioned acts has exhibited lack of integrity, devotion to duty and conduct, unbecoming of a Government Servant and thereby violated Rule 3 (1) & (2) of A.P. Civil Services (Conduct) roles, 1964.

The Government Servant has therefore rendered himself liable for Departmental Action.

Hence, the charges.

AJAY JAIN
SPECIAL CHIEF SECRETARY TO GOVERNMENT (LANDS & FAC)

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE-III

LIST OF DOCUMENTS BY WHICH THE ARTICLES OF CHARGE FRAMED AGAINST SRI RACHURI SIVA RAO, S/O. R. BIKSHALU, THE THEN ESTATE OFFICER, O/O. THE CHIEF EXECUTIVE OFFICER, AP TOURISM AUTHORITY, VIJAYAWADA ARE PROPOSED TO BE SUSTAIND:

1 Inventory proceedings drafted at the house of the Government Servant Ro. Flat No.302, Smitha Towers, 3rd Block, Tickkle Road, Syamnagar, Krishna District.

2.Lr. No. 29/2019. Dt:01-03-2019 of the Joint Sub Registrar-120, SRO, Nunna, Vijayawada Rural, Krishna District (enclosed with copy of Doc.No.312/2012)

3.Letter no. nill dated 30-07-2021 of the Sub-Registrar-1, SRO. Vijayawada. (enclosed with copy of Doc No.7837/2007)

4. Lr. No. Nill, dt., 07-03-2019 of Sri N.N.V. Trinadha Rao, Sub-Registrar. of SRO Kankipadu. Krishna District. (enclosed with copy of Doc. No.6358/2007. 6375/2007 & 498/2012)

5. Lr. No. Nill, dt., 05-03-2019 of Sri MSGK. Murthy, Sub-Registrar. of SRO Patamata. Vijayawada, Krishna District. Doc.No.5094/2008 & 4557/2016). (enclosed with copy of

6. Lr. No.Nil. Dt. 13.03.2019 of Sri M.Suryanarayana, Sub-Registrar of SRO Kanumolu, Krishna District. 3842/2011 & 228/2012) (enclosed with copy of Doc.No.3841/2011,

7. Lr. No. REV-ASECOVIG(ACT)/5/2019-SA-(A2)-KCO, dt.07-10-2019, of O/o the Collector & Dist. Magistrate, Sri A.Md. Imtiai, IAS, Krishna Dist.

8. If any document found necessary would be produced during the course of enquiry.

AJAY JAIN
SPECIAL CHIEF SECRETARY TO GOVERNMENT (LANDS & FAC)

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE-IV

LIST OF WITNESSES BY WHOM THE ARTICLES OF CHARGE FRAMED AGAINST SRI RACHURI SIVA RAO, S/O. R. BIKSHALU, THE THEN ESTATE OFFICER, O/O. THE CHIEF EXECUTIVE OFFICER, AP TOURISM AUTHORITY, VIJAYAWADA ARE PROPOSED TO BE SUSTAIND:

1)Sri Nutalapati Sreedhar, S/o Nageswara Rao, Occ: Veterinary Asst. Surgeon, O/o Directorate of Animal Husbandry, Labbipet. Vijayawada. (Mediator-I).

2) Sri Gollaprolu Koteswara Rao, S/o Late Yanadhi, Designation: Junior Assistant. working at the O/o. Director of Animal Husbandry. Labbipet, Vijayawada- (Mediator-2)

3) Joint Sub Registrar-120. SRO, Nunna, Vijayawada Rural. Krishna District.

4) Sub-Registrar-I. SRO, Vijayawada.

5) Sub-Registrar, of SRO Kankipadu, Krishna District.

6) Sub-Registrar, of SRO Patamata, Vijayawada, Krishna District.

7) Sub-Registrar of SRO Kanumolu, Krishna District.

8) The Collector & Dist. & Dist. Executive Magistrate. Krishna Dist., Machilipatnam.

If any witness found necessary would be produced during the course of enquiry.

AJAY JAIN
SPECIAL CHIEF SECRETARY TO GOVERNMENT (LANDS & FAC)

//FORWARDED::BY ORDER//

SECTION OFFICER